

REED SMITH LLP

A limited liability partnership formed in the State of Delaware

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8 Attorneys for Lincoln Electric Holdings; The
 9 ESAB Group, Inc (erroneously named as
 "ESAB Group, Inc., as itself and successor to
 Alloy Rods Inc. and L-TEC Welding and
 10 Cutting Systems, Inc."); The Lincoln Electric
 Company; A.O. Smith Corporation; Praxair, Inc.
 11 (erroneously named as "Praxair, Inc., as
 successor to Linde Air Products"); Union
 12 Carbide Corporation (erroneously named as
 "Union Carbide Corporation, as successor to
 13 Linde Air Products and Haynes Satellite
 Works"); Viacom Inc., successor by merger to
 14 CBS Corporation, f/k/a Westinghouse; Hobart
 Brothers Company (erroneously named as
 15 "Hobart Brothers Company, as itself and
 successor to Teledyne McKay, Inc." and
 16 "McKay Welding Products"); The BOC Group,
 Inc. f/k/a Airco, Inc. (erroneously named as
 17 "AIRCO/The BOC Group, Inc., as itself and as
 successor to Airco, Inc. (f/k/a Air reduction Co.)
 18 and Wilson Welder & Metal Co."); Allegheny
 Technologies, Inc.; Lincoln Global, Inc.;
 19 Sandvik, Inc. (erroneously named as "Sandvik
 Materials Technology Company"); and Airgas
 20 Gulf-States, Inc.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

23 JOSEPH DURAN, an individual,

24 Plaintiff,

25 vs.

26 A.O. SMITH CORPORATION; ADAMS
 27 HARD-FACING COMPANY, INC.; AIR
 PRODUCTS & CHEMICALS, INC.; AIRCO
 INC.; AIRCO/THE BOC GROUP, INC., as itself
 28 and as successor to Airco, Inc. (f/k/a Air

No.: C06-05049 MJJ

**STIPULATION AND [REDACTED]
 ORDER STAYING PROCEEDINGS**

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Reduction Co.) and Wilson Welder & Metal Co.;
 AIRGAS-GULF STATES, INC.; ALLEGHENY
 TECHNOLOGIES, INC. as successor to
 Teledyne-McKay Welding Products; AVESTA
 POLARIT, INC.; BOC FINANCIAL CORP.;
 THE BOC GROUP, INC.; CATERPILLAR,
 INC.; THE ESAB GROUP, INC.; ESAB
 GROUP, INC., as itself and as successor to Alloy
 Rods Inc., and L-TEC Welding and Cutting
 Systems, Inc.; GENERAL ELECTRIC
 COMPANY; HAYNES INTERNATIONAL,
 INC.; HOBART BROTHERS COMPANY, as
 itself and as successor to Teledyne McKay, Inc.;
 ILLINOIS TOOL WORKS, INC., as successor to
 Hobart Brothers Corp., Teledyne McKay, Inc. and
 Miller Electric Manufacturing Corp.; THE
 LINCOLN ELECTRIC COMPANY LINCOLN
 ELECTRIC HOLDINGS; LINCOLN GLOBAL,
 INC., also known as Seal Seat Corporation;
 MCKAY WELDING PRODUCTS;
 METROPOLITAN LIFE INSURANCE
 COMPANY; MILLER ELECTRIC
 MANUFACTURING CO., INC.; PRAXAIR,
 INC., as successor to Linde Air Products;
 RANKIN INDUSTRIES, INC.; STOODY
 COMPANY, as itself and as successor to the
 Deloro Stellite Company; THERMADYNE
 HOLDINGS CORPORATION, as itself and as
 successor to the Deloro Stellite Company, Stooddy
 Company, and Tweco Products, Inc.; UNION
 CARBIDE CORPORATION, as successor to
 Linde Air Products and Haynes Stellite Works;
 VIACOM, INC.; WESTINGHOUSE ELECTRIC
 CORPORATION; J.W. HARRIS COMPANY,
 INC.; OLSON AND CO. STEEL, individually
 and as successor-in-interest to BOSTROM-
 BERGEN METAL PRODUCTS; BOSTROM-
 BERGEN METAL PRODUCTS; VICTOR
 EQUIPMENT COMPANY; HUNTINGTON
 ALLOYS CORPORATION f/k/a Inco Alloys
 International Inc.; SANDVIK MATERIALS
 TECHNOLOGY COMPANY; THERMADYNE
 INDUSTRIES aka Stooddy; EAST BAY
 WELDING SUPPLY, INC.; CHEVRON U.S.A.
 INC., individually and as successor-in-interest to
 Standard Oil Company; CALIFORNIA
 WELDING SUPPLY COMPANY; GENUINE
 PARTS COMPANY; and Does 1-1000,

Defendants.

1 IT IS HEREBY STIPULATED by and between the parties hereto through their respective
2 attorneys of record that all proceedings in this matter be stayed pending a transfer of this action to
3 In re Welding Fume Products Liability Litigation, MDL No. 1535 (N.D. Ohio).

4
5 Throughout the period during which the transfer is pending, the parties stipulate to a stay of
6 Defendants' obligation to respond to the complaint and of the parties' right to propound discovery.
7 During this period, the parties respectfully request that this Court refrain from issuing any
8 scheduling orders in this matter, including but not limited to case management orders and orders
9 pertaining to Alternative Dispute Resolution. Furthermore, any and all case management
10 conferences currently on calendar are now removed.

11 SO STIPULATED AND AGREED

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DATED: September 1, 2006

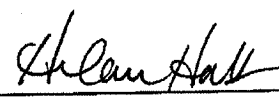
REED SMITH LLP

By  

Albert B. Norris
Stephen G. Blitch
Daniel J. Valim
Attorneys for Defendants
Lincoln Electric Holdings; The ESAB Group, Inc
(erroneously named as "ESAB Group, Inc., as itself
and successor to Alloy Rods Inc. and L-TEC
Welding and Cutting Systems, Inc."); The Lincoln
Electric Company; A.O. Smith Corporation;
Praxair, Inc. (erroneously named as "Praxair, Inc.,
as successor to Linde Air Products"); Union
Carbide Corporation (erroneously named as "Union
Carbide Corporation, as successor to Linde Air
Products and Haynes Satellite Works"); Viacom
Inc., successor by merger to CBS Corporation, f/k/a
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and "McKay Welding Products"); The BOC Group,
Inc. f/k/a Airco, Inc. (erroneously named as
"AIRCO/The BOC Group, Inc., as itself and as
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and Wilson Welder & Metal Co."); Allegheny
Technologies, Inc.; Lincoln Global, Inc.; Sandvik,
Inc. (erroneously named as "Sandvik Materials
Technology Company"); and Airgas Gulf-States,
Inc.

DATED: 9/1/06

GREENE BROILLET & WHEELER, LLP

By 

Bruce Fishelman
Helaine Hatter
Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATED: 9/13/2006

By 
The Honorable Martin J. Jenkins

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